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CLERK US DISTRICT COURT  
 SOUTHERN DISTRICT OF CALIFORNIA

BY Rm DEPUTY

UNITED STATES DISTRICT COURT

IN AND FOR THE SOUTHERN DISTRICT OF CALIFORNIA

BERTHA WASHINGTON, an individual,  
 and MARSHAWN WASHINGTON, JR., by  
 and through his guardian ad litem  
 Theresa Cole,

Plaintiffs,

v.

COUNTY OF SAN DIEGO, a municipal  
 corporation, PETER ASTUTO, an  
 individual, KEVIN P. CARSON, an  
 individual, LUIS CARRILLO, an  
 individual, JUAN CORIA, an  
 individual, GARY ROGERS, an  
 individual, JOHN RUSSELL, an  
 individual, ALLEN GRIFFIN, an  
 individual, JAMES KELLEY, an  
 individual, PABLITA CORRALES, an  
 individual, MYRNA PASILLAS, an  
 individual, and JOSEPHINE  
 JANSSEN, an individual,

Defendants.

Case No.: 02-CV-0143-LAB(WM)

**ORDER APPROVING SETTLEMENT  
 INVOLVING A MINOR AND  
 DISTRIBUTION OF SETTLEMENT  
 FUNDS**

[S.D. Local Rule 17.1]

Judge: Hon. William McCurine, Jr.  
 Ctrm: C

The petition of Plaintiffs BERTHA WASHINGTON, an individual,  
 and MARSHAWN WASHINGTON, JR., a minor, by and through his guardian  
ad litem Theresa Cole, and their attorneys of record, Law Offices  
 of Eugene G. Iredale, by Eugene G. Iredale, Esq. and Ainbinder,  
 Hitzke & Gilliland, Inc., by Douglas S. Gilliland, Esq., came on

regularly for hearing at 11:00 a.m. in Courtroom C of the United States District Court, in and for the Southern District of California, the Honorable William McCurine, Jr. presiding. Also in attendance were Senior Deputy County Counsel James M. Chapin and, by telephone, structured settlement specialist Manny Lopez of Ringler and Associates, San Diego.

The petition for approval of settlement involving a minor and for distribution of funds proposed the following distributions:

Gross Settlement	\$400,000
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Bertha W.'s Gross Share	\$200,000
Half the Costs	24,440.17
Net Settlement	175,559.83
1/3 Attorney Fees	58,519.93
Bertha W.'s Share	117,039.90

Marshawn W.'s Gross Share	\$200,000
1/4 Attorney Fees	50,000
Half the Costs	24,440.17
Marshawn W.'s Share	125,559.83

After reviewing the petition and conferring with counsel, Mr. Valdez and plaintiffs, and finding good cause therefor,

IT IS HEREBY ORDERED:

(1) The distribution of settlement proceeds between the minor and his mother is fair and reasonable;

(2) The costs of litigation and manner of deduction from each plaintiff's share is fair and reasonable;


1 (3) The attorneys fees for the minor are in accord with the  
2 statute and the attorneys fees for Bertha Washington are fair and  
3 reasonable;

4 (4) The structured settlement proposed in the petition shall  
5 be modified so that the \$125,559.83 share of Marshawn Washington,  
6 Jr. shall be invested with an A+ rated company with a 40 year  
7 guarantee to pay the following amounts payable to Marshawn  
8 Washington, Jr.: (a) \$50,000 on his 18<sup>th</sup> birthday; (b) \$50,000 on  
9 his 25<sup>th</sup> birthday; (c) \$101,500 on his 30<sup>th</sup> birthday; (d) \$101,500 on  
10 his 35<sup>th</sup> birthday; and (e) \$101,500 on his 40<sup>th</sup> birthday.

11 (5) The County of San Diego shall prepare two separate  
12 settlement drafts. The first shall be for Marshawn Washington,  
13 Jr.'s structured settlement and shall be made payable to Hartford  
14 CEBSCO (TIN #061120503) and shall be delivered to Mr. Valdez'  
15 office no later than February 23, 2007. The second shall be for  
16 the balance of the \$400,000 settlement (\$274,440.17) which  
17 represents the share of Bertha Washington, costs and attorney fees  
18 and shall be made payable to Bertha Washington and Eugene G.  
19 Iredale, Esq. and shall be delivered to Mr. Iredale's office no  
20 later than February 23, 2007.

21  
22 IT IS SO ORDERED.

23  
24 DATED: 2/15/07

  
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Hon. William McCurine  
U.S. District Court Judge